

# STAFFORD COUNTY SCHOOL BOARD

## Agenda Consideration

**TOPIC:** Approval of Project Agreement  
"BOOTS XIV" Stafford County  
Vocational Education Foundation, Inc.

**ITEM NO:** 8W

**PREPARED BY:** Andrea L. Bengier, Ed. D. *AB*  
Assistant Superintendent  
for Instruction and Technology

**MEETING:** June 15, 2004  
**ACTION DATE:** June 15, 2004

Brenda D. Long, Ed. D.  
Director of Career and Technical Education

**ACTION REQUESTED BY THE SUPERINTENDENT:** That the School Board approves the project agreement as presented by the Stafford County Vocational Education Foundation, Inc.

**KEY POINTS:** On August 22, 1989, the School Board approved planning documents and agreements to submit to the State Corporation Commission and the Internal Revenue Service for approval to establish a Vocational Education Foundation. After receiving approvals from both agencies, the Foundation submitted its project agreements, on the dates listed below, for School Board approval:

"Project BOOTS," Lot #134 in Section II of Hickory Ridge subdivision in Falmouth, Virginia, on August 14, 1990; "Project BOOTS II," Lot 136 in Section II of Hickory Ridge subdivision in Falmouth, Virginia on September 10, 1991; "Project BOOTS III," Lot #214C at 1040 Manning Drive in Falmouth, Virginia, on January 26, 1993; "Project BOOTS IV," Lot #140 Section II of Hickory Ridge subdivision in Falmouth, Virginia on April 26, 1994; "Project BOOTS V," at 1040 Ficklen Road of Highland Homes subdivision in Falmouth, Virginia, on September 12, 1995; "Project BOOTS VI," at 1044 Ficklen Road of Highland Homes subdivision in Falmouth, Virginia, on April 9, 1996; "Project BOOTS VII," at 1045 Ficklen Road of Highland Homes subdivision in Falmouth, Virginia, on February 11, 1997; "Project Boots VIII," at 589 Melchers Drive in Falmouth, Virginia, on March 3, 1999; "Project BOOTS IX," Lot #50, Section II, in the Falmouth Village subdivision, Falmouth, Virginia, on March 3, 1999; and, "Project BOOTS X," Lot #49, Section II, in the Falmouth Village subdivision, Falmouth, Virginia on September 19, 2000, BOOTS XI, Lot #198, Section 20, in the Grafton Village subdivision, on June 19, 2001, BOOTS XII, Lot #10A, Ficklen Road, and BOOTS XIII, Lot #291, Winterberry Drive, Clearview Heights Subdivision, August 26, 2003.

The Foundation requests approval of Project Agreement "BOOTS XIV" to construct a dwelling on Lot 12, Forbes Street, in the Granniger subdivision, Falmouth, Virginia (attached).

## **SCHOOL BOARD GOAL:**

Goal 1: Provide educational excellence through instruction that establishes high expectation for *all* students yet recognizes the unique needs of each learner.

**FUNDING SOURCE:** Stafford County Vocational Education Foundation, Inc.

**AUTHORIZATION REFERENCE:** Stafford County Vocational Education Foundation, Inc. By-Laws as approved by the School Board on August 22, 1989.

## PROJECT AGREEMENT "BOOTS XIII"

### STAFFORD COUNTY VOCATIONAL EDUCATION FOUNDATION, INC.

THIS PROJECT AGREEMENT, made this 26th day of August, 2003, between the COUNTY SCHOOL BOARD OF STAFFORD COUNTY, a corporate body, hereinafter referred to as the "School Board," and the STAFFORD COUNTY VOCATIONAL EDUCATION FOUNDATION, INC., a Virginia non-stock, non-profit corporation, hereinafter referred to as the "Foundation."

WITNESSETH, that in consideration of the premises and of the mutual covenants and agreements herein contained, the parties hereto do hereby agree as follows:

1. The name and location of the special vocational education projects (the "Project") are as follows:  
  
Lot #291, Winterberry Drive, in the Clearview Heights subdivision;  
  
Falmouth, Virginia.
2. In connection with the Project, the Foundation agrees to provide advisory or consultative services for the Project, and to furnish or provide the following:
  - a. The construction site in the name of the Foundation;
  - b. Construction funding;
  - c. Insurance (fire, general liability, vandalism, and malicious mischief) protecting students, School Board members, agents of the School Board, and Foundation Board members from liability resulting from work on the Project;
  - d. Disbursement of funds for supplies, materials, and labor;
  - e. Marketing the Project;



- f. Closing costs;
  - g. Licensed artisans; and,
  - h. Project development.
- 3. In connection with the Project, the School Board and/or its agents agree to furnish or provide the following:
  - a. Instructors;
  - b. Instructional supplies, instructional materials, and textual materials;
  - c. Appropriate equipment and tools if available;
  - d. Bus transportation to and from the project site;
  - e. Classroom space;
  - f. Administration of instructional program; and,
  - g. Supervision of the construction Project by Project Coordinator.
- 4. After any Project is completed, it is mutually agreed that it shall be sold for not less than fair market value within a reasonable time of completion. It is mutually agreed that in the event dissolution of the Foundation occurs before completion or sale of the Project, any assets of the Project remaining after payment of just debts shall be transferred to and become the property of the School Board.
- 5. It is mutually understood that any money advanced by the School Board for the Project or funds to which it is entitled will be returned by the Foundation at any time required by the School Board. However, it is mutually agreed that any funds advanced by the School Board will be returned by the Foundation together with 4% interest per annum upon the completion of the Project or sale of the building, if

6. After the sale of the Project and return to the School Board of all monies advanced, it is agreed that the Foundation shall retain any excess funds to be used for future vocational education purposes.
7. The Foundation agrees to provide a complete financial statement to the School Board at the completion of the Project.
8. It is mutually agreed that upon completion of this Project, the School Board may determine not to participate in further projects.

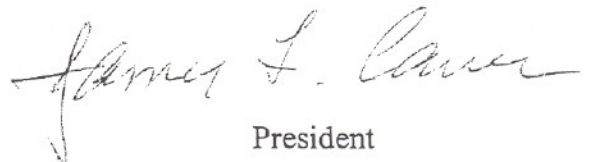
IN WITNESS WHEREOF, the parties hereto have hereunto set their hands the day and year first above written.

STAFFORD COUNTY SCHOOL BOARD

Chairman

ATTEST:

STAFFORD COUNTY VOCATIONAL  
EDUCATION FOUNDATION, INC.

A handwritten signature in cursive script, appearing to read "James L. Carter", is written over the printed name of the President.

President

ATTEST: